IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE G. BIKSHAPATHY

WRIT PETITION NO : 12138, 12139, 12140 AND 12141 of 1995

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WRIT PETITION NO: 12138 OF 1995

Between:

The Chirala Co-operative Spinning Mills Ltd.

Rep. by Managing Director
Chirala, Ongole Dist.

..... PETITIONER

AND

1 The Appellate Authority under the Payment of Gratuity Act,
(Deputy Commissioner of Labour), Guntur
2 The Contolling Authority under the Payment of Gratuity Act,
Ongole
3 T.S.N. Malleswara Rao,
Lakshmipuram, Vetapalem (M), Prakasam Dist.

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ order or direction particularly one in the nature of Writ of Certiorari after calling for the records in PGMP Case No.4/91 dated: 18-8-93, on the file of the Controlling Authority under Payment of Gratuity Act, 1972 Ongole as confirmed in PGA 2/94 dated: 9-3-95 on the file of the Appellate Authority under the Payment of Gratuity Act (Deputy Commissioner of Labour, Guntur) and quash the same

Counsel for the Petitioner: MR.M.PANDURANGA RAO

Counsel for the Respondent Nos.1 and 2: GP FOR LABOUR

Counsel for the Respondent No. 3: Mr M.Vijay Kumar

WRIT PETITION NO : 12139 of 1995

Between:

The Chirala Co-operative Spinning Mills Ltd.

rep. by Managing Director, Chirala, Ongole Dist.

..... PETITIONER

AND

1 Appellate Authority under the Payment of Gratuity Act

(Deputy Commissioner of Labour), Guntur
2 The Controlling Authority under the Payment

of Gratuity Act, Ongole
3 Gandi Venkateswara Rao C/o Shanalakshmi Spinning Mills
Ganapavaram, Chilakaluripet, Guntur Dist.

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue a writ order or direction particularly one in the nature of writ of certiorari after calling for the records in PGMP Case No.9/92 dated: 18-8-93 on the file of the Controlling Authority under Payment of Gratuity Act, 1972, Ongole as confirmed in PGA.3/94 dated: 9-3-1995 on the file of the Appellate Authority under the Payment of Gratuity Act (Deputy Commissioner of Labour, Guntur) and quash the same.

Counsel for the Petitioner: MR.M.PANDURANGA RAO

Counsel for the Respondent Nos 1 and 2.: GP FOR LABOUR

Counsel for the respondent No. 3: Mr M.Vijaykumar

WRIT PETITION NO : 12140 of 1995

Between:

The Chirala Co-OP Spinning Mills Ltd .

Rep. By its Managing Director,
Chirala, Ongole DIST.

..... PETITIONER

AND

1. Appellate Authority under Payment of Gratuity Act

Deputy Commissioner of Labour, Guntur
2 Controlling Authority under Payment of

Gratutity Act, Ongole
3 CH. Venkateswarlu, Amodagiripatnam

Jandrapeta (PO) Prakasam Dist.

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ, order or direction particularly one in the nature of writ of certiorari after calling for the records in PGMP case No.6/92 dated. 18-8-93 on the file of the controlling authority under payment of gratuity act, 1972 Ongole as confirmed in PGA 1/94 dated. 9-3-95 on the file of the appellate authority under the payment of gratuity act (Deputy Commissioner of Labour, Guntur) and quash the same.

Counsel for the Petitioner: MR.M.PANDURANGA RAO

Counsel for the Respondent No.1 and 2: GP FOR LABOUR

Counsel for the Respondent No.3: Mr M.Vijay Kumar

WRIT PETITION NO : 12141 of 1995

Between:

The Chirala Co-operative Spinning Mills Ltd., rep.by its Managing Director, Chirala Ongole District

..... PETITIONER

AND

1. Appellate Authority under the payment of Gratuity Act

(Deputy Commissioner of Labour), Guntur

2. The Controlling Authority under Payment of Gratuity Act,
Ongole.
R 2 dismissed for default as per court order dt. 11.07.2000.
3 Vuppucharla Seshaiah, s/o. Rosaiah
Prasad pet, Vetapalem, Chirala
Ongole District.

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ order or direction particularly one in the nature of Writ of Certiorari after calling for the records in PGMP Case No.7/92 dt.09.07.1993 on the file of the Controlling Authority under Payment of Gratuity Act, 1972 Ongole as confirmed in PGA, 15/94 dated. 07.03.1995 on the file of the Appellate Authority under the payment of Gratuity Act (Deputy Commissioner of Labour, Guntur) and quash the same.

Counsel for the Petitioner: MR.M.PANDURANGA RAO

Counsel for the Respondent No.1: GP FOR LABOUR

Counsel for the Respondent No.3: Mr M.Vijay Kumar

The Court made the following COMMON ORDER:

It is now represented by the learned Counsel that the Chirala Cooperative Spinning Mills Ltd is in liquidation. In view of this, no purpose would be served to adjudicate the matter.

Therefore, the Writ Petitions are closed leaving it open to the workmen to approach the liquidator for appropriate relief.

Accordingly, the Writ Petitions are closed.

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0710-2004

kvrm/ycr

To

1. Appellate Authority under Payment of Gratuity Act

Deputy Commissioner of Labour, Guntur
2 Controlling Authority under Payment of

Gratutity Act, Ongole

3. 2 CCs to GP for Labour, High Court Buildings, Hyderabad (OUT)

4.2 CD copies.